

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

_____)	No. 05 10416 MEL
MUSKET RESEARCH ASSOCIATES, INC.,)	
)	
Plaintiff,)	
)	
v.)	
)	
OVION, INC., WILLIAM S. TREMULIS,)	
and JEFFREY P. CALLISTER,)	
)	
Defendants.)	
_____)	
OVION, INC.,)	
)	
Counterclaimant,)	
)	
v.)	
)	
MUSKET RESEARCH ASSOCIATES, INC.,)	
DAVID B. MUSKET, and)	
SUE ANN LATTERMANN,)	
)	
Counterdefendants.)	
_____)	

AMENDED JOINT STATEMENT

Based on agreements reached at the August 25, 2005 scheduling conference before Judge Lasker, counsel for the plaintiff and counterdefendant Musket Research Associates, Inc. and counterdefendants David B. Musket and Sue Ann Latterman and counsel for the defendant and counterclaimant Ovion, Inc. and defendants William S. Tremulis and Jeffrey P. Callister submit the following:

I. REVISED PROPOSED PRE-TRIAL SCHEDULE

Exchange of Initial Disclosures pursuant to Fed. R. Civ. P. 26(a)(1)	08/23/05
Commence fact discovery	08/26/05
Last day to serve written responses to discovery requests exchanged on July 29, 2005.	09/22/05
Last day to produce, subject to objections, documents and things responsive to requests for production exchanged on July 29, 2005. ¹	09/29/05
Responses to additional requests for production, requests for admission, and interrogatories shall not be due before this date.	10/18/05
Close of fact discovery. Discovery requests shall be served so that responses and production can be timely completed by this date. Fact depositions shall be noticed to be timely completed by this date	02/23/06
Plaintiff's and Counterdefendants' Expert Report(s) due	03/02/06
Defendants' and Counterclaimant's Expert Report(s) due	03/23/06
Completion of expert discovery	04/20/06
Last day to file summary judgment motions	05/18/06
Pretrial conference	07/06/06
Trial date	07/20/06

¹ Documents and things shall be produced by serving copies for delivery at the offices of counsel for the requesting party, excepting categories of documents and things that cannot reasonably be copied or are unduly voluminous. The parties reserve the right to inspect originals.

II. STIPULATION

The number of requests for admission shall be limited to 35 for each side absent further stipulation or court order.

Respectfully submitted,

OVION, INC., WILLIAM S. TREMULIS
and JEFFREY P. CALLISTER
By their attorneys,

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Dated: September 1, 2005

Respectfully submitted,

MUSKET RESEARCH ASSOCIATES, INC.
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SUE ANN LATTERMANN
By their attorneys,

/s/ Brooks A. Ames
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